

**Special Meeting Minutes**  
**Thursday, September 17, 2009**  
**Meeting Scheduled Start Time: 4:00 PM**

**BOARD OF SUPERVISORS**  
**Maricopa County, Arizona**  
(and the Boards of Directors of the Flood Control  
District, Library District, Stadium District, Improvement  
Districts, and/or Board of Deposit)



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities."

**Board Members**

Max Wilson, District 4, Chairman  
Fulton Brock, District 1  
Don Stapley, District 2  
Andrew Kunasek, District 3  
Mary Rose Wilcox, District 5

**County Manager**

David Smith

**Clerk of the Board**

Fran McCarroll

**Meeting Location**

Board of Supervisors Conference Room  
301 W. Jefferson, 10th Floor  
Phoenix, AZ 85003

## **BOARD OF SUPERVISORS**

The Board of Supervisors of Maricopa County, Phoenix, Arizona, convened in Special Session at 4:00 PM on Thursday, September 17, 2009, in the Board of Supervisors Conference Room at 301 W. Jefferson, Phoenix, Arizona, with the following members present: Max Wilson, Chairman, District 4; Fulton Brock, District 1 (attended telephonically); Don Stapley, District 2 (attended telephonically); Mary Rose Wilcox, District 5. Absent: Andrew Kunasek, District 3. Also present: Fran McCarroll, Clerk of the Board; Liz Evans, Minutes Coordinator; David Smith, County Manager; and Paul Golab, Outside Counsel.

### **Board of Supervisors**

#### **INTERGOVERNMENTAL AGREEMENT WITH SUPERIOR COURT FOR CERTIFICATION OF PERSONNEL FOR COUNTY'S COMPUTER NETWORK**

Approve an Intergovernmental Agreement between the Superior Court of Arizona in and for the County of Maricopa and Maricopa County to permit the Superior Court to administer the terminal operator certification process for the employees and contractors of the Maricopa County Office of Enterprise Technology (OET) in order to allow OET to conduct routine, emergency and urgent maintenance, service, and support for the CJI network, and to confirm the management and control of the CJI network by a criminal justice agency to insure that such maintenance, service and support can be provided.

Julie Pace, Outside Counsel, reviewed the history of the Integrated Criminal Justice Information System (ICJIS) with the Board and outlined the certification process required for access to the system. Ms. Pace then updated the Board regarding the current situation regarding the Sheriff's office (MCSO) position that they did not want to continue to certify employees of the Office of Enterprise Technology. She provided an overview of what has been happening with this case in court. The judge has ordered that the parties must maintain the system. In order to do so, MCSO must continue to do TOC certifications. The situation is at a critical point because by September 30, 2009, OET may not have enough TOC certified employees to continue to maintain the system.

Ms. Pace explained how the certifications have been working to this point through both MCSO and Adult Probation. The proposal is to finalize an IGA with the Superior Court administering the TOC certification process.

In court earlier today MCSO asked to block the IGA with the Superior Court, however, the Judge denied this request. The Judge further ordered that the parties must enter into an interim agreement for the continuity of the process. In order for this to happen, MCSO must start processing TOC certifications including background checks, fingerprint checks, showing the video, and administering the test. The Judge indicated that he would place time on his calendar on September 25<sup>th</sup> and September 30<sup>th</sup> to hear this matter again if there was not significant progress.

Ms. Pace explained that these current actions are constructive steps in working with the Court and entering into an Intergovernmental Agreement to administer the certification process.

Chairman Wilson requested that Ms. Pace continue to keep the Board updated on this issue through David Smith, County Manager.

Ms. Pace provided both an overview of the entire ICJIS history and timeline as well as a chronology compiled by Tom Gendron.

Before the motion the Clerk indicated that the phrase, "and authorize the Chairman to execute upon approval of legal counsel" after the word "Approve" at the beginning of the proposed action. Therefore, the proposed action would read as follows:

Approve and authorize the Chairman to execute upon approval of legal counsel an Intergovernmental Agreement between the Superior Court of Arizona in and for the County of Maricopa and Maricopa County to permit the Superior Court to administer the terminal operator certification process for the employees and contractors of the Maricopa County Office of Enterprise Technology (OET) in order to allow OET to conduct routine, emergency and urgent maintenance, service, and support for the CJI network, and to confirm the management and control of the CJI network by a criminal justice agency to insure that such maintenance, service and support can be provided.

Motion to approve the action as amended by Supervisor Wilcox, seconded by Supervisor Brock  
Ayes: Stapley, Brock, Wilcox, Wilson  
Absent: Kunasek

## **MEETING ADJOURNED**

There being no further business to come before the Board, the meeting was adjourned.

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Max W. Wilson, Chairman of the Board

ATTEST:

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Fran McCarroll, Clerk of the Board